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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/650,584	08/30/2000	Howard N. Straub	RES-101A

Thomas M Saunders  
Lorusso & Loud  
440 Commercial Street  
Boston, MA 02109

## FORMALITIES LETTER



\*OC000000005476590\*

Date Mailed: 10/16/2000

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION


FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$444.
  - \$54 for 3 total claims over 20.
  - \$390 for 5 independent claims over 3 .
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1264.

*A copy of this notice MUST be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

12/07/2000 CVRACHA 00000093 09650584  
01 FC:201 355.00 DP  
02 FC:203 27.00 DP  
03 FC:202 200.00 DP  
04 FC:205 65.00 DP

Sector \$ / 3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of Straub

Serial No.: 09/650,584

Filed: August 30, 2000



For: OPTHALMIC DEVICE AND  
METHOD OF MANUFACTURE  
AND USE

DKT: RES-101A

Assistant Commissioner for Patents  
Washington, D.C. 20231

TRANSMITTAL

This response to the Notice to File Missing parts mailed October 12, 2000 is believed to be timely filed. If a petition for extension of time to respond is required, please consider this such a petition. Should any fee be missing or insufficient, the Commissioner is hereby authorized to charge said fee (or credit any over payment) to Deposit Account 12-2147.

Enclosed please find:

1. **Notice to File Missing Parts** mailed October 12, 2000.
2. **Filing Fee (small entity) and Surcharge - Late Filing of Oath or Declaration** including check for \$647.00. This is calculated as follows:

Basic Filing Fee . . . . .	\$355.00
3 claims over 20 [@\$9] . . . . .	27.00
5 independent claims over 3 [@\$40] . . . . .	200.00
Surcharge . . . . .	<u>65.00</u>
Total	\$ 647.00

In an excess of caution, Applicant pays the (higher) current fees and not those of the Notice to File Missing Parts. If this constitutes overpayment, a refund is hereby requested.

3. **Declaration of the Inventor.**
4. **Power of Attorney**

5. **Verified Statement Claiming Small Entity Status.**

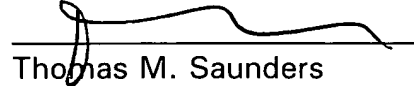
6. **Assignment & Recordation Form Cover Sheet** from Restorvision, Inc. to Restorvision, Ltd., and fee including check for \$40.

7. **Assignment & Recordation Form Cover Sheet** from Howard Straub to Restorvision, Ltd., and fee including check for \$40.

A stamped postcard receipt is also enclosed.

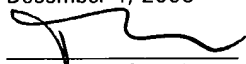
December 4, 2000

Respectfully submitted,  
LORUSSO & LOUD

  
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**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Assistant Commissioner for Patents, Washington D.C. 20231, on December 4, 2000

  
Thomas M. Saunders